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**MAILED**

**FEB 11 2009**

**OFFICE OF PETITIONS**

In re Application of  
Masayuki Kimishima  
Application No. 09/756,442  
Filed: January 8, 2001  
Attorney Docket No. ADV A223.001  
AUS

DECISION ON PETITION

This is a decision on the renewed petition under the unintentional provisions of 37 CFR 1.137(b), filed November 18, 2008, to revive the above-identified application.

The petition is **GRANTED**.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of an amendment; (2) the petition fee; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the nonfinal rejection mailed September 16, 2003, is accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3208.

This application is being referred to Technology Center AU 2685 for appropriate action by the Examiner in the normal course of business on the reply received November 18, 2008.

Karen Creasy  
Petitions Examiner  
Office of Petitions